



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bryan Yielding et al.)	Group Art Unit:	3651
)		
For:	Land And Sea Transport)	Confirmation No.:	7497
	System For Particulate)		
	Materials)		
)		
Serial No.:	10/825,011)	Examiner:	Joseph A. Dillon, Jr.
)		
Filed:	April 15, 2004)		

January 8, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Enclosed is a Response to the Office Action that was mailed on December 19, 2006 and a postcard receipt addressed to Applicants' attorney. Please file the Response, mark the postcard with the date of receipt and return it to me. Thank you for your cooperation.

Sincerely,

David J. Hill
Attorney for Applicants
(Registration No. 28427)
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Chattanooga, Tennessee 37402-2500
423/756-3000

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with postage prepaid in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on January 8, 2007.

Donna Guy
Date of Signature: January 8, 2007



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AMENDMENT/RESPONSE TO OFFICE ACTION

January 8, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is in response to the Office Action mailed on December 19, 2006. The Examiner has identified two patentably distinct inventions in the application identified above, as follows:

Group I Claims 1-11

Group II Claim 12

The Office Action states that these inventions are independent and distinct and that there would be a serious burden on the examiner if restriction is not required. Applicants elect to prosecute claims 1-11, directed to the invention of Group I, without traverse, in this application.

By making this election, Applicants make no admission with respect to the patentability of any invention or claim not elected, and Applicants reserve the right to file one or more divisional or continuing applications directed to the invention described by the non-elected claim.

Respectfully submitted,



David J. Hill

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